

WILLMAR CITY COUNCIL PROCEEDINGS
COUNCIL CHAMBERS
WILLMAR MUNICIPAL UTILITIES BUILDING
WILLMAR, MINNESOTA

April 7, 2003
7:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Honorable Mayor Lester Heitke. Members present on a roll call were Mayor Heitke, Council Members Doug Reese, Ron Christianson, Bruce DeBlieck, Denis Anderson, Nancy Houlahan, Rick Fagerlie, Jim Dokken, and David Chapin; Present 9, Absent 0.

Also present were City Administrator Michael Schmit, City Attorney Richard Ronning, Police Chief Jim Kulset, Fire Chief Marv Calvin, Public Works Director Mel Odens, Finance Director Steven Okins, Planning and Development Services Director Bruce Peterson, Community Education and Recreation Director Steve Brisendine, and City Clerk Kevin Halliday.

Proposed additions to the agenda included an annexation ordinance and detachment resolution, and a Day at the Capital announcement.

The Building Inspection report was removed from the Consent Agenda.

Council Member Reese offered a motion adopting the Consent Agenda which included the following: City Council Minutes of March 17, Municipal Utilities Commission Minutes of March 25, Airport Commission Minutes of February 4 and March 4, and Kandiyohi Area Transit Minutes of March 13 and 18, 2003. Council Member Fagerlie seconded the motion, which carried.

The Council questioned the building activities of the Housing and Redevelopment Authority as listed on the Building Inspection Report, and Planning and Development Services Director Peterson explained the projects. The Building Inspection Report for March was accepted as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Dokken, seconded by Council Member Fagerlie, and carried.

Mayor Heitke acknowledged that no one had signed up to address the City Council during its scheduled Open Forum.

The Finance Committee Report for March 24, 2003, was presented to the Mayor and Council by Council Member Anderson. There were two items for Council consideration.

Item No. 1 The Committee discussed a recommendation to appropriate money reserved to install fire alarms and sprinklers at the City Office Building. Staff presented a brief history of the City Hall alarm system and problems that occurred in 2002 which prompted the evaluation and request for proposals to install a system that would protect the building. The Building Inspector and Fire Chief reviewed the proposals and felt either would provide coverage for the building, and it was staff's recommendation to appropriate the funds to cover the costs to provide a fire alarm system for the City Office Building pursuant to the quote of Firefighter Detect Alarm Inc.

The Committee was recommending that the Council pass a resolution to appropriate the funds to upgrade the fire alarm system at City Hall. Resolution No. 1 was introduced by Council Member Anderson, seconded by Council Member Fagerlie, read by Mayor Heitke, and approved on a roll call vote of Ayes 7, Noes 0, Abstention 1 – Council Member Chapin.

RESOLUTION NO. 1

BE IT RESOLVED by the City Council of the City of Willmar to authorize the Finance Director to amend the City Hall Department Budget within the General Fund.

Increase: Appropriations	\$5,700.00
Decrease: Capital Outlay Reserve	\$5,700.00

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 2 The Committee discussed with staff information regarding the Governor's proposed 2003-2004 State cuts in LGA. The League of Minnesota Cities estimates the cuts for the City of Willmar to be approximately \$600,000 in 2003 and \$1,400,000 in 2004. While the Legislature is still debating and formulating their own proposals, staff was directed to develop some recommendations for the Council to consider.

Discussed for 2003 was a combination of increased revenues and reduced spending. The increased revenues totaled \$283,181 and consisted of additional revenue from Rice Memorial Hospital, administrative transfer from the 2003 Improvement Program and additional building permit revenue. The reduction or delay of spending totaled \$ 317,131 and involved not filling the position at the Civic Center and the delay of a number of capital outlay purchases.

Areas discussed for 2004 were also a combination of increase revenues, reduced spending and the use of Reserves and or reductions of Designated Fund Balances. Some areas of increased revenue include increasing the property tax levy if allowed, implementation of franchise fees, local option sales tax, selling equipment notes, reviewing and adjusting administrative transfers, rental and fee based agreements, and program fees and charges.

The Committee noted that the City Charter requires the Mayor to develop a budget and the process for 2004 will be starting soon. It was the consensus of the Committee to consider for action staff's recommendations for 2003 budget adjustments at the next regularly scheduled Finance Committee meeting. This matter was for information only.

The Finance Committee Report for March 24, 2003, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Anderson, seconded by Council Member Fagerlie, and carried.

The Public Works/Safety Committee Report for March 25, 2003, was presented to the Mayor and Council by Council Member Christianson. There were 11 items for Council consideration.

Item No. 1 Del Sheets, Waters Edge Design, presented to the Committee a bid tabulation for the Civic Center Locker Room Addition. The engineer's estimate for the project was \$225,000. The lowest bid received was from Salonek Construction, Inc. for \$272,800. All eight bids were higher than expected. Mr. Sheets contacted Salonek Construction, Inc. asking the bidder if there is anything the City could eliminate or change to adjust the costs. They responded with several items totaling \$28,000, which still places the project over budget.

Staff then recommended to the Committee to reject all bids and consider downsizing the project by eliminating the community room and storage area. Mr. Sheets discussed costs to redesign and rebid the project and agreed to work with staff to negotiate any additional design costs. He felt the \$3,200 designated for construction services in the original contract would cover the rebid process and from there construction services could be hourly.

The Committee was recommending the Council reject all bids received for the Civic Center Locker Room Addition as presented. Council Member Christianson moved to approve the recommendation of the Public Works/Safety Committee with Council Member Dokken seconding the motion, which carried.

The Committee then discussed the proposed downsizing of the addition and was recommending to the Council that Waters Edge Design be directed to redesign and rebid the downsized addition. Council Member Christianson moved to approve the recommendation of the Public Works/Safety Committee with Council Member Dokken seconding the motion, which carried.

Item No. 2 The Committee reviewed a revised budget for the Civic Center Locker Addition. The revised budget reflects the changes from the preliminary to include the \$50,000 Mighty Ducks Grant and the \$200,000 appropriated by the City for a total cost of \$250,000. The Committee was recommending the Council adopt the revised Civic Center Locker Room Addition budget as presented.

Resolution No. 2 was introduced by Council Member Christianson, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 2

REVISED CIVIC CENTER ARENA LOCKER ROOM EXPANSION BUDGET ESTIMATED TOTAL COST \$250,000

PERSONNEL SERVICES:

Overtime Reg. Employees	\$ 300.00
Salaries Temp. Employees	500.00
Employer Pension Contr.	<u>800.00</u>
Total:	\$1,600.00

RECEIVABLES:

State Grant	\$ 50,000.00
City	<u>200,000.00</u>
Total:	\$250,000.00

SUPPLIES:

Office Supplies	\$ 300.00
Small Tools	100.00
Motor Fuels & Lubricants	100.00
Postage	300.00
General Supplies	<u>200.00</u>
Total:	\$1,000.00

FINANCING:

State Grant	\$ 50,000.00
City	<u>200,000.00</u>
Total:	\$250,000.00

OTHER SERVICES:

Printing & Publishing	\$ 900.00
Mtce. of Other Impr.	220,000.00
Other Services	<u>5,000.00</u>
Total	\$225,900.00

OTHER CHARGES:

Licenses & Taxes	\$ 500.00
Professional Services	20,000.00
Advertising	<u>1,000.00</u>
Total:	\$ 21,500.00
GRAND TOTAL:	\$250,000.00

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 3 The Committee reviewed information presented by staff relating to possible methods the City can consider for mosquito control. It was staff's recommendation to purchase two sprayers at an approximate cost of \$13,000 plus the chemicals needed for spraying. In addition to spraying, a larvicide would be added in packet form to catch basins and storm drains.

Staff noted that inquiries have been received from area cities and the County for possible equipment rental should the City acquire the sprayers. Following discussion, the Committee was recommending the Council authorize staff to proceed with the mosquito control program as presented and work with other communities and the county for possible participation.

Randy Fredrickson, local biologist, appeared before the Mayor and Council to discuss the issue of the use of chemicals which kill other insects and have the potential of harming the environment and people. Mr. Fredrickson was recommending the use of chemicals that target mosquito larva only and use a spraying policy as the last resort. He offered facts to the mosquito reproductive rates and migration timetable.

Following discussion, Council Member Christianson moved to approve the recommendation of the Public Works/Safety Committee with Council Member Houlahan seconding the motion, which carried.

Item No. 4 Staff presented to the Committee a synopsis of the efforts and methods of odor control used over the last 14 years. With the understanding that odor still persists, staff is making every effort to resolve the odor problem during the interim until the new plant is built and presented information on an earthen biofilter. This filter uses a biological process, and staff is proposing to design the filter and use mostly City work forces to construct it. Prior to constructing the filter, an odor identification survey will be conducted to create a baseline measurement process. The survey will continue after the biofilter is on line for an indefinite period of time.

The Committee was recommending the Council endorse the concept of the biofilter and allow staff to proceed with preparing final plans and estimated costs. Council Member Christianson moved to approve the recommendation of the Public Works/Safety Committee with Council Member Dokken seconding the motion, which carried.

Item No. 5 The Committee was informed by staff that the signal system near the Home Depot development has been determined to be eligible for state aid funding due to traffic warrants.

The City previously entered into an agreement with Home Depot and SEH, Inc. to design the system. Plans and specifications are currently ready and staff recommended approval.

The Committee was recommending to the Council approval of the plans and specifications and authorize the advertisement of bids. Resolution No. 3 was introduced by Council Member Christianson, seconded by Council Member Houlahan, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 3

WHEREAS, the City Engineer of the City of Willmar has presented to the City Council plans and specifications for 28th Avenue and First Street South Signal Improvements (Home Depot Project) for the City of Willmar;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that: Final plans and specifications are hereby approved, and publication of advertisement for bids is herewith authorized. Bids will be publicly opened and read at 1:00 p.m. on the 5th day of May, 2003, at the City Office Building, 333 Southwest Sixth Street, Willmar, Minnesota.

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 6 Staff informed the Committee that the City will take bids March 31, 2003, for Project No. 0301 (2003 Street and Other Improvements). Following discussion, the Committee was recommending to the Council to call for an assessment hearing.

Resolution No. 4 was introduced by Council Member Christianson, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 4

CALLING HEARING ON ASSESSMENTS FOR PROJECTS 0301, 0302 and 15th AVENUE NW – 2003 STREET AND OTHER IMPROVEMENTS

WHEREAS, the City Clerk-Treasurer with the assistance of the City Engineer has prepared an assessment roll for Projects 0301, 0302 and 15th Avenue NW of the 2003 Street and Other Improvements, and said proposed assessment roll is on file with the Clerk-Treasurer and open to public inspection.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, as follows:

1. The Clerk-Treasurer shall publish notice that this City Council will meet to consider the proposed assessments on May 5, 2003, at 7:02 p.m. in the Council Chambers, Municipal Utilities Building, 700 West Litchfield Avenue, Willmar, Minnesota.

2. Said notice shall also be mailed to the owners of each parcel of property described in the assessment roll.

3. Such notice shall be in substantially the following form: (On file in the City Clerk's Office)

4. Said notice shall be published by the City Clerk-Treasurer in the official newspaper at least two weeks prior to the hearing and mailed by said Clerk-Treasurer to the owners of each parcel described in the assessment roll.

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 7 Staff informed the Committee that the 2001 Improvement Budget needs to be revised to include the revenue and expenditures for the improvements made to the railroad crossing at Lakeland Drive. The project was state aid force account eligible in the amount of \$37,525 with the railroad contributing an additional \$5,000. The Committee was recommending to the Council approval of the budget amendment as presented.

Resolution No. 5 was introduced by Council Member Christianson, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 5

FINAL 2001 IMPROVEMENTS BUDGET ESTIMATED TOTAL COST \$2,663,068

PERSONNEL SERVICES:

Overtime Reg. Employees	\$ 500.00
Salaries Temp. Employees	6,000.00
Employer Pension Contr.	<u>1,500.00</u>
Total:	\$8,000.00

SUPPLIES:

Office Supplies	\$ 1,500.00
Small Tools	2,000.00
Motor Fuels & Lubricants	1,000.00
Postage	2,000.00
General Supplies	<u>3,500.00</u>
Total:	\$10,000.00

OTHER SERVICES:

Printing & Publishing	\$ 2,000.00
Mtce. of Other Impr.	1,691,700.00
Other Services	<u>590,718.00</u>
Total	\$2,284,418.00

OTHER CHARGES:

Printing & Publishing	\$ 2,000.00
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RECEIVABLES:

Property Owners	\$ 967,785.00
City-MUC (\$21,633-9 th ST)	170,268.00
State Aid & Turnback	978,685.00
City-WTP	61,500.00
City-PW	18,000.00
City C.I. Fund	222,500.00
Developer Agreement	189,330.00
Other (DNR Grant)	25,000.00
City-Park Development	25,000.00
BNRR	<u>5,000.00</u>
Total:	\$2,663,68.00

FINANCING:

Bonds	\$ 1,400,420.00
State	978,685.00
City (Park Dev)	25,000.00
City (PW -Hydrant)	18,000.00
Developer Agreements	189,330.00
Other (DNR Grant)	25,000.00
MUC	21,633.00
BNRR	<u>\$ 5,000.00</u>

Mtce. Of Other Impr.	1,691,700.00	Total:	\$2,663,068.00
Other Services	<u>590,718.00</u>		
Total:	\$2,284,418.00	Project:	
OTHER CHARGES:		01A	\$ 249,767.69
Prof. Serv.	\$ 10,000.00	01B	1,048,961.60
Advertising	1,000.00	02	132,998.00
Adm. OH (Transfer)	126,850.00	03	259,938.90
Other Charges	<u>45,000.00</u>	04	39,526.70
Total:	\$ 182,850.00	05	410,500.00
		06	191,000.00
Transfer out 2002	\$ 177,800.00	07	50,000.00
		School Path	<u>5,000.00</u>
GRAND TOTAL:	\$2,663,068.00	Total:	\$2,022,192.89

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 8 The Committee considered a cooperative construction agreement for the construction of County Road 24 from County Road 5 easterly one mile. The agreement is to cover City costs for eligible municipal items. The Committee was recommending the Council approve of the agreement and authorize the Mayor and City Administrator to sign on behalf of the City.

Resolution No. 6 was introduced by Council Member Christianson, seconded by Council Member DeBlieck, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 6

BE IT RESOLVED by the City Council of the City of Willmar, a municipal corporation of the State of Minnesota, that the Mayor and City Administrator be authorized to enter into an Cooperative Construction Agreement between the City of Willmar and Kandiyohi County for work to be done on County Road 24.

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Item No. 9 The Committee discussed a concern regarding a particular piece of property relative to computing the assessable footage for corner lots. This matter will be addressed at the assessment hearing and was for information only.

Item No. 10 The Committee considered requests for placement of additional U.S. flags. It was noted 30 have been raised in the downtown and First Street Bridge area and others are

planned to be added on Flag Day. This matter was for information only.

Item No. 11 The Committee discussed the amount of grease deposited into the sanitary sewer. It was felt more public information is needed about this problem, and staff will work to develop alternative education programs. This matter was for information only.

The Public Works/Safety Committee Report for March 25, 2003, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member Christianson, seconded by Council Member Reese, and carried.

The Community Development Committee Report for March 27, 2003, was presented to the Mayor and Council by Council Member DeBlieck. There was one item for Council consideration.

Item No. 1 John Baumgartner, of Baumgartner Environics, and Steve Hansen, of Bonestroo & Associates, presented to the Committee a proposal for energy recovery from biogas. They explained the "Waste to Watts" process and that the biogas project would be a public and private partnership between farmers, public waste treatment facilities, and utilities.

Mr. Baumgartner and Mr. Hansen proposed a feasibility study to identify the technical, operational, and economic aspects of the proposed facility and shared a draft letter listing the proposed financial backers of the project as well as the amount requested of each entity. The Mid-Minnesota Development Commission has agreed to act as the fiscal agent for the project. The feasibility study is estimated to cost \$75,000, and of that they asked the City of Willmar to contribute \$5,000.

The Committee was recommending that the Council contribute \$5,000 for the feasibility study. Council Member DeBlieck moved to approve the recommendation of the Community Development Committee with Council Member Dokken seconding the motion, which carried.

The Community Development Committee Report for March 27, 2003, was approved as presented and ordered placed on file in the City Clerk's Office upon motion by Council Member DeBlieck, seconded by Council Member Dokken, and carried.

Planning and Development Services Director Peterson informed the Mayor and Council that Virgil Schwanke has filed a petition for the annexation of 36.25 acres of land west of South First Street. Following discussion, Resolution No. 7 was introduced by Council Member Reese, seconded by Council Member Fagerlie, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 7

WHEREAS, a Petition for Annexation (File #03-01) has been filed for the following described piece of property: The South 665 feet of the North 995 feet of the NE1/4 of the NE1/4 of Section 27, Township 119 North, Range 35 West; AND The South 666 feet of the North 1661 feet of the E1/2 of the NE1/4 as measured along the East line thereof, of Section 27, Township 119, Range 35; AND That part of the E1/2 of the NE1/4 of Section 27, Township 119, Range 35 lying Southerly of the North 1661 feet thereof and lying Northerly and Westerly of the Northerly right of way of Trunk Highway 23-12-71 By-Pass. EXCEPTING THEREFROM the premises as described in the Condemnation of Certain Lands for Trunk Highway purposes in FINAL CERTIFICATE dated December 21, 1979, and filed December 26, 1980 as Microfilm #15288. And;

WHEREAS, the Petitioners have certified and stated that they are the sole owners of said property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that ownership of the aforescribed property, by the petitioners, in the manner stated has been verified.

BE IT FURTHER RESOLVED that it has been verified that the Petition for Annexation includes not only the request to be annexed, but a request for City services/improvements/facilities/utilities.

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Council Member Reese offered a motion to introduce an Ordinance Extending the Corporate Limits of the City of Willmar and set the public hearing for April 21, 2003. Council Member Anderson seconded the motion, which carried.

Fire Chief Calvin informed the Mayor and Council that the Fire Department will conduct training sessions on the former Heartland Café building in April. Following the training exercises, the Department will burn the building. It was noted all necessary documentation has been completed. Council Member Reese moved to approve the Fire Department training and burn as presented. Council Member Houlahan seconded the motion, which carried.

Public Works Director Odens informed the Mayor and Council that Kandiyohi County, in conjunction with the City, is proposing to reconstruct County Road 24 (15th Avenue Northwest) from Country Road 5 east 0.926 miles. Under this proposal, parking will have to be eliminated. Following discussion, Resolution No. 8 was introduced by Council Member Reese, seconded by Council Member Chapin, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 8

RELATING TO PARKING RESTRICTIONS on S.A.P. 34-624-06; CSAH 24 (15th Avenue Northwest); (City #175-020-13) from County Road 5 to 0.926 miles east in the City of Willmar, Minnesota.

WHEREAS, the "City" has approved the improvement of County Road 24 (15th Avenue NW), State Aid Route No. 34-624-06 from County Road 5 to 0.926 miles east in the City of Willmar, Minnesota; and

WHEREAS, the "City" will be expending Municipal Street Aid Funds on the improvements of this Street; and

WHEREAS, this improvement does not provide adequate width for parking on both sides of the street; and approval of the proposed construction as a County/Municipal State Aid Street Project must therefore be conditioned upon certain parking restrictions.

NOW, THEREFORE, BE IT RESOLVED that the "City" shall ban the parking of motor vehicles on County Road 24 (15th Avenue Northwest) from County Road 5 to 0.926 miles east at all times.

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Planning and Development Services Director Peterson presented to the Mayor and Council for consideration an Ordinance to Adopt the Minnesota State Building Code. It was noted the State has adopted the Code and the City has 30 days from April 1, 2003, to adopt it as well. The City is also required to adopt a fee schedule. Following discussion, Council Member Reese offered a motion to introduce the Ordinance to Adopt the Minnesota State Building Code and set the hearing for April 21, 2003. Council Member Houlahan seconded the motion, which carried.

City Clerk Halliday informed the Mayor and Council that the following establishments are requesting renewal of current liquor licenses: 3.2 Percent Malt Liquor – Valley Golf; Club On-sale Liquor – American Legion, Elks Lodge, Fraternal Order of Eagles and VFW; Off-sale Liquor – Liquor Mart, Gerry's Liquor, West Side Liquor and Cashwise; and On-sale Liquor – Applebee's, Holiday Inn/Green Mill and SRV Bar & Grill. Council Member Reese moved to approve the liquor licenses as presented with Council Member Fagerlie seconding the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Announcements for Council Committee meeting dates were as follows: Finance, April 14; Public Works/Safety, April 15 and 30; and Labor Relations, April 16, 2003. It was noted DARE graduation will be April 25, and a disaster drill on April 19, 2003.

Planning and Development Services Director Peterson informed the Mayor and Council that Irene Nelson has filed a petition for the annexation of a 20-acre tract west of South Highway 71. Concurrently, Mills Properties has filed a petition for the detachment of an adjacent 21.5-acre tract.

Resolution No. 9 was introduced by Council Member Reese, seconded by Council Member Chapin, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 9

WHEREAS, a Petition for Annexation (File #03-02) has been filed for the following described piece of property: the east half of the southwest quarter of the southeast quarter (E ½ of SW ¼ of the SE ¼), Section 27, Township 119, Range 35.

WHEREAS, the Petitioners have certified and stated that they are the sole owners of said property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that ownership of the afore-described property, by the Petitioners, in the manner stated has been verified.

BE IT FURTHER RESOLVED that it has been verified that the Petition for Annexation includes not only the request to be annexed, by a request for City services/ improvements/facilities/utilities.

Dated this 7th day of April 2003.

/s/ Lester Heitke

MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Resolution No. 10 was introduced by Council Member DeBlieck, seconded by Council Member Reese, read by Mayor Heitke, and approved on a roll call vote of Ayes 8, Noes 0.

RESOLUTION NO. 10

WHEREAS, a Petition for Detachment (File #03-02) has been filed for the following described piece of property: the west half of the northwest quarter of the southeast quarter (W ½ of NW ¼ of SE ¼); and that part of the west half of the southwest quarter of the northeast quarter (W ½ of SW ¼ of NE ¼) lying southerly of Minnesota Trunk Highway 23 and 71 Bypass, all in Section 27, Township 119, Range 35.

WHEREAS, the Petitioners have certified and stated that they are the sole owners of said property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that ownership of the afore-described property, by the Petitioners, in the manner stated has been verified.

Dated this 7th day of April 2003.

/s/ Lester Heitke
MAYOR

/s/ Kevin Halliday
Attest: CITY CLERK

Fire Chief Calvin presented to the Mayor and Council the 2002 Fire Departmental annual report. Following a question and answer period, the report was ordered placed on file in the City Clerk's Office.

Police Chief Kulset presented to the Mayor and Council the 2002 Police Departmental annual report. Following a question and answer period, the report was ordered placed on file in the City Clerk's Office.

Mayor Heitke announced that April 9, 2003, will be Day on the Capital which will be an opportunity to meet with local legislators.

There being no further business to come before the Council, the meeting adjourned at 9:13 p.m. upon motion by Council Member Christianson, seconded by Council Member Chapin, and carried.

Attest:

MAYOR

SECRETARY TO THE COUNCIL